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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	CR 15-100 YGR
)	
v.)	STIPULATION AND ORDER TO CONTINUE
)	HEARING AND FOR EXCLUSION OF TIME
DENNIS RUMBLE, et al.,)	UNDER THE SPEEDY TRIAL ACT (18 U.S.C. §
)	3161)
)	
Defendants.)	DATE: September 3, 2015
)	TIME: 3:00 p.m.
)	
)	

This matter is set for a status conference on September 3, 2015. The parties are continuing to investigate this matter in an effort to find a resolution and have sought the assistance of Pre-trial Services. The parties previously requested a continuance for this reason. The parties have not yet obtained the information requested from Pre-trial Services, but anticipate that the information will be forthcoming. Thus, the parties agree to a second stipulation to continue this status conference date. Accordingly, the parties file this stipulation to continue the hearing to **Wednesday, September 23, 2015**

1 at 10:00 a.m., which the Courtroom Deputy confirmed is available, or another date that this Court
 2 deems appropriate.¹

3 The parties further agree that time should appropriately be excluded for effective preparation of
 4 counsel from September 3, 2015 through **Wednesday, September 23, 2015 at 10:00AM** in order to
 5 provide defense counsel with adequate time to review additional discovery, conduct additional
 6 investigation, and consult with the defendant.

7 In addition, the defendant agrees to exclude for these periods of time any time limits applicable
 8 under 18 U.S.C. § 3161. The parties represent that granting the continuance, is necessary for effective
 9 preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The
 10 parties also agree that the ends of justice served by granting such a continuance outweigh the best
 11 interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

12
 13 SO STIPULATED:

14 MELINDA HAAG
 15 United States Attorney

16 DATED: August 31, 2015

17 /s/
 18 CYNTHIA M. FREY
 19 Assistant United States Attorney

20 DATED: August 31, 2015

21 /s/
 22 JULIA JAYNE
 23 Attorney for DENNIS RUMBLE

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 27
 28 ¹ The Undersigned counsel for the United States is not available from September 8, 2015 through
 September 21, 2015, this Court is not available on September 24, 2015, and Defense counsel is not
 available on October 1, 2015.

1 Based upon the stipulation of the parties to continue the status conference currently set for
2 September 3, 2015 to **Wednesday, September 23, 2015 at 10:00 a.m.:**

3 IT IS HEREBY ORDERED that the hearing be continued to **Wednesday, September 23, 2015**
4 **at 10:00 a.m.:**

5 Based upon the representation of counsel and for good cause shown, the Court further finds that
6 failing to exclude the time between September 3, 2015 and **September 23, 2015** would unreasonably
7 deny the defendant and counsel the reasonable time necessary for effective preparation, taking into
8 account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the
9 ends of justice served by excluding the time between September 3, 2015 and **Wednesday, September**
10 **23, 2015** from computation under the Speedy Trial Act outweigh the best interests of the public and the
11 defendant in a speedy trial.

12 Therefore, IT IS HEREBY ORDERED that the time between September 3, 2015 and **September**
13 **23, 2015** shall be excluded from computation under the Speedy Trial Act. 18 U.S.C
14 §§ 3161(h)(7)(A), 3161(h)(7)(B)(iv).

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17 DATED: September 1, 2015


HONORABLE YVONNE GONZALEZ ROGERS
United States District Court Judge